GROSS KLEIN PC THE EMBARCADERO PIER 9, SUITE 100 SAN FRANCISCO, CA 94111

28

PLAINTIFFS' ADMINISTRATIVE MOTION TO LIFT DISCOVERY STAY [L.R. 7-11]; Case No. 3:23-cv-01098-AGT

QUALITY SEAFOOD LLC; OCEAN KING

FISH INC.; SOUTH BEND PRODUCTS LLC; SWANES SEAFOOD HOLDING COMPANY LLC; BORNSTEIN SEAFOODS, INC.; ASTORIA PACIFIC SEAFOODS, LLC; and DOES 29-60,

Defendants.

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

Pursuant to Civil L.R. 7-11, Plaintiffs Brand Little and Robin Burns (collectively, "Plaintiffs") submit this administrative motion requesting that the Court lift the discovery stay.

The Court stayed discovery on June 23, 2023, pending resolution of Defendants' motions to dismiss Plaintiffs' Complaint. ECF NO. 38. On January 17, 2025, the Court issued its Order on Defendants' Motions to Dismiss Plaintiffs' First Amended Complaint, which resolved Defendants' motions in Plaintiffs' favor, except with respect to Defendants Ocean King Fish, Inc., ("Ocean King"), South Bend Products LLC, ("South Bend"), and Swanes Seafood Holding Co. ("Swanes"). ECF NO. 242.

Plaintiffs previously held an FRCP Rule 26(f) conference with the Pacific Seafood Defendants on May 22, 2023. A further Rule 26(f) conference with all Defendants is scheduled for February 3, 2025.

On January 29, 2025, Plaintiffs emailed Defendants asking if Defendants would stipulate to lifting the discovery stay as to third parties and all Defendants except Ocean King, South Bend, and Swanes. Defendants have not responded to Plaintiffs' request.

Therefore, Plaintiffs ask the Court to lift the discovery stay as to third parties and as to all Defendants, with the exception of Ocean King, South Bend, and Swanes.

Respectfully submitted,

19 Dated: January 30, 2025 GROSS KLEIN PC

20

By: /s/ Stuart G. Gross
STUART G. GROSS

22 Stuart G. Gross (SBN 251019)
Travis H. A. Smith (SBN 331305)
Ross A. Middlemiss (SBN 323737)

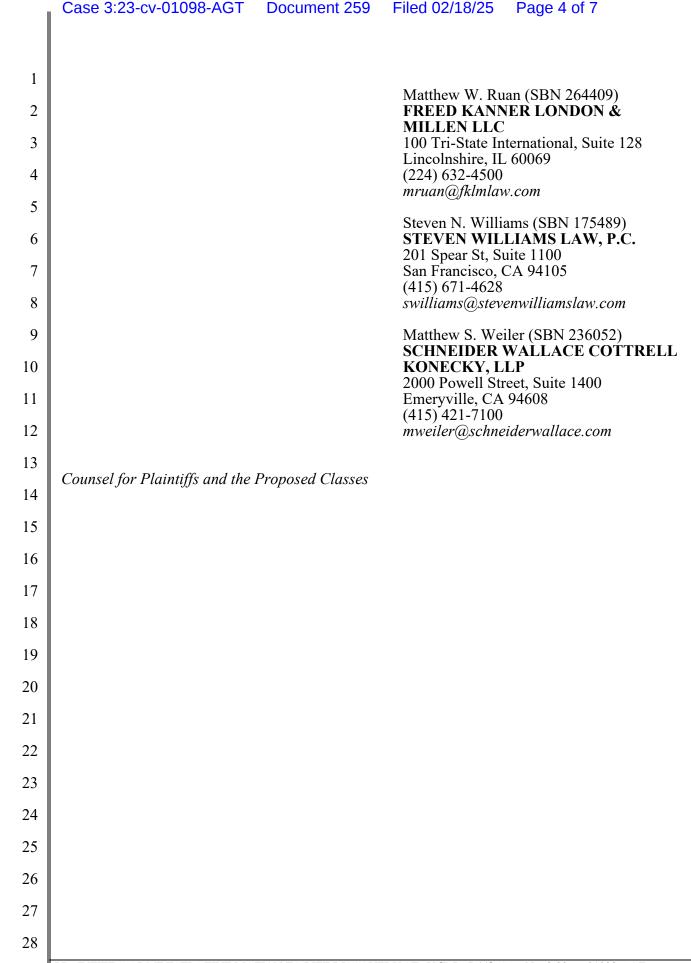
Ross A. Middlemiss (SBN 323737)
GROSS KLEIN PC
The Feel and the Company of the Co

The Embarcadero
Pier 9, Suite 100
San Francisco, CA 94111
(415) 671-4628

26 sgross@grosskleinlaw.com
27 tsmith@grosskleinlaw.com
27 rmiddlemiss@grosskleinlaw.com

28

1



GROSS KLEN PC THE EMBARCADERO PIER 9, SUITE 100 SAN FRANCISCO, CA 94111

GLOBAL QUALITY FOODS, INC.; GLOBAL QUALITY SEAFOOD LLC; OCEAN KING

27

28

FISH INC.; SOUTH BEND PRODUCTS LLC; SWANES SEAFOOD HOLDING COMPANY LLC; BORNSTEIN SEAFOODS, INC.; ASTORIA PACIFIC SEAFOODS, LLC; and **DOES 29-60,**

Defendants.

[PROPOSED] ORDER GRANTING PLAINTIFFS' ADMINISTRATIVE MOTION TO LIFT DISCOVERY STAY [L.R. 7-11];

Case No. 3:23-cv-01098-AGT

GROSS KLEIN PC THE EMBARCADERO PIER 9, SUTE 100 SAN FRANCISCO, CA 94111 Plaintiffs Brand Little and Robin Burns (collectively, "Plaintiffs") have filed a motion pursuant to L.R. 7-11 to lift the discovery stay entered on June 23, 2023 (ECF No. 38). Good cause having been shown:

The discovery stay entered on June 23, 2023 is hereby LIFTED as to third parties and to all Defendants except Ocean King Fish, Inc., South Bend Products LLC, and Swanes Seafood Holding Co. Discovery against Ocean King Fish, Inc., South Bend Products LLC, and Swanes Seafood Holding Co. shall remain stayed until further action by this Court.

IT IS SO ORDERED.

DATED: February 18, 2025

Honorable Alex G. Tse United States Magistrate Judge